

**UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
(Southern Division)**

FILED  
03 APR 18 PM 3:40  
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U.S. BANKRUPTCY COURT  
WEST. DIST. OF MICH.

IN RE: QUALITY STORES, INC., ET AL.

Chapter 11  
Case No. GG-01-10662  
(Jointly Administered)

QSI HOLDINGS, INC. and QUALITY  
STORES, INC.,

Hon. James D. Gregg

Plaintiffs,

Adversary Proceeding  
No. 03-88076

v.

DAVID C. BLISS, et al.,

Oral Argument  
Requested

Defendants.

**MOTION OF DEFENDANTS PETER LAMM AND RICHARD C. DRESDALE  
TO DISMISS COMPLAINT**

Now come the Defendants, Peter Lamm and Richard C. Dresdale, and move this Court, pursuant to Federal Rule of Civil Procedure 12(b) and Federal Rule of Bankruptcy Procedure 7012(b), to dismiss the Complaint of QSI Holdings, Inc. and Quality Stores, Inc., in the matter captioned above, for failure to state a claim upon which relief can be granted.

In support of their Motion to Dismiss, Messrs. Lamm and Dresdale submit a memorandum in support of the Motion, the affidavit of James B. Frakie, and an appendix of unreported decisions.

WHEREFORE, Messrs. Lamm and Dresdale respectfully request that the Court dismiss the Plaintiffs' Complaint in its entirety with respect to Defendants Lamm and Dresdale, with prejudice, and order such other relief as the Court deems proper.

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Respectfully submitted,



James B. Frakie (P25439)  
Wheeler Upham, P.C.  
Second Floor, Trust Building  
40 Pearl Street, N.W.  
Grand Rapids, MI 49503  
(616) 459-7100

*Of Counsel*

Randall W. Bodner (BBO # 549160)  
Peter L. Welsh (BBO #643261)  
Timothy J. Casey (BBO #650913)  
Ropes & Gray  
One International Place  
Boston, MA 02110-2624  
(617) 951-7000

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**CERTIFICATE OF SERVICE**

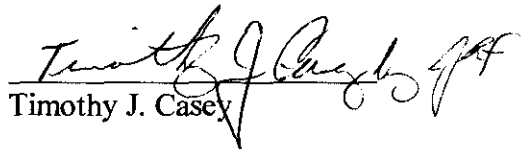
I hereby certify that on this 18th day of April, 2003, a true copy of the above document was served by first-class mail, postage pre-paid, on:

Robert S. Hertzberg  
Pepper Hamilton LLP  
100 Renaissance Center, Suite 3600  
Detroit, MI 48243  
Clayton, MO 63105

Greg Shinall  
Sperling & Slater, P.C.  
55 West Monroe Street, Suite 3200  
Chicago, IL 60603

Attorney for Plaintiffs QSI Holdings,  
Inc. and Quality Stores, Inc. by their  
Chief Litigation Officer

Attorney for Co-Defendants



Timothy J. Casey